

THURSDAY, MAY 30, 1889.

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Brett, Bryant, Coulter, Crosby, Hammond, Hardee, Hendry, Houstoun, Kirk, Pirrong, Randell, Rogers, Rosborough, Smith, Swearingen, Tuten and Yancey—20.

A quorum present.

Prayer by the Chaplain.

Mr. Yancey rose to a question of personal privilege and asked for a construction by the Chair of Rule No. 14.

The Chair ruled that he could not put any other construction upon Rule No. 14 of the standing rules of the Senate than that a motion to reconsider during the last week of the session, it shall not be necessary to have it placed among the orders of the preceding day for the first order of business.

On motion of Mr. Houstoun the Secretary was instructed to request the House of Representatives to return Senate Bill No. 140.

CONSIDERATION OF MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 29, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 282½:

Entitled an act to provide for keeping in condition the pub-

lic roads and bridges, and the laying out and constructing of the same, and the raising of revenue for that purpose, And respectfully ask the Senate to agree thereto.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives

Was read.

House Bill No. 282½:

To be entitled an act to provide for keeping in condition the public roads and bridges, and the laying out and constructing of the same and the raising of revenue for that purpose," Was read the first time by its title.

On motion of Mr. Kirk the rules were waived by a two-thirds vote, and—

House Bill No. 282½:

Was read the second time by its title.

On motion of Mr. Kirk the rules were waived by a two-thirds vote, and

House Bill No. 282½ was read the third time and put upon its passage.

Upon the passage of House Bill No. 282½,

The vote was:

Yeas—Mr. President, Messrs. Bailey of 22d District, Bielby, Brett, Bryant, Crosby, Dunn, Hammond, Hendry, Kirk, King, Pirrong, Randell, Rogers, Rosborough, Smith, Tuten and Yancey.—18.

Nays—Coulter, Dismukes, Swearingen.—3.

So House Bill No. 282½ passed, title as stated,

Mr. Kirk moved to reconsider the vote just taken.

Mr. Rogers moved to lay the motion to reconsider on the table.

Which was not agreed to.

So the motion to table was lost.

On motion of Mr. Jenkins, the President appointed Mr. Bailey of the 22nd District to take Mr. Tompkins place on

The following message was received from the House of Representatives and was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 28, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to in-

form the Senate that the House of Representatives has concurred in the following Senate amendments to—

Substitute for House Bill No. 60:

Amend section 1, page 4, by inserting between lines 17 and 19, "for salary of the Adjutant-General, fifteen hundred dollars (\$1,500);"

Amend section 1, page 7, line 3, by striking out "\$1,000.00" and inserting "\$1,200.00"

Amend section 2, page 10, by inserting between lines 27 and 29, "for salary of the Adjutant-General, fifteen hundred dollars (\$1,500.00)."

Amend section 2 by adding: "For erecting one brick building at the Lunatic Asylum for the use of the colored inmates, ten thousand dollars (\$10,000), to be available during the first quarter of 1890."

Amend section 2, page 12, line 11, by striking out "one thousand dollars (\$1,000)," and inserting "twelve hundred dollars (\$1200)."

Amend section 3, page 16, by inserting between lines 17 and 19, "for salary of the Adjutant-General, three hundred and seventy-five dollars (\$375)."

Amend section 3, page 13, line 15, by striking out "two hundred and fifty dollars (\$250.00)" and inserting "three hundred dollars (\$300.00)."

In section 1, line 48, printed bill, strike out "five thousand dollars (\$5,000.00)" and insert "eight thousand dollars (\$8,000.00)."

Add to section 1: "for erecting one brick building at the Lunatic Asylum for the use of the colored inmates, ten thousand dollars (\$10,000.00) to be immediately available for such purpose."

In section 2, line 38, after the word "schools," strike out "five thousand (\$5,000)," and insert "eight thousand dollars (\$8,000)."

Add at the end of section 3 another section to be known as section 4, to wit: Section 4. The following sum be and the same is hereby appropriated for the payment for the following expenses of the State government for the years 1889, 1890 and 1891:

For the revision and consolidation of the statutes of the State of Florida, \$16,000.

Change the number of section 4 as it appears in the bill to section 5.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 30, 1889.

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has refused to concur in the following Senate amendments to—

House Substitute for House Bill No. 60:

To be entitled an act making appropriations for the years 1889 and 1890 and for the first quarter of 1891:

Amend section 1, page 2, by inserting between the 25th and 27th lines the following: "For salary of a clerk to the Supreme Court Judges, twelve hundred dollars (\$1,200)."

Amend section 2, page 9, by inserting between lines 1 and 2, "for salary of a clerk to the Supreme Court Judges, twelve hundred dollars (\$1,200.00)."

Amend section 3, page 14, by inserting between lines 11 and 13, "for salary of Clerk to the Supreme Court Judges, three hundred dollars (\$300)."

In section 1, line 6, after the word "lunatic," strike out "twenty six thousand two hundred and fifty" and insert "thirty thousand."

In section 1, line 27, printed bill, strike out the words and figures, "three thousand dollars (\$3,000)," and insert "five thousand dollars (\$5,000)."

Section 1, page 2, printed bill, insert between lines 31 and 32, "for building dormitory building and necessary fixtures, \$2,000 for Normal School at Tallahassee."

Amend by adding between lines 36 and 37, section 1, the following: "for teachers institutes, \$1,500.00," and the same in the bill for 1890.

Add to section 1, "for clerks of the Bureau of Agriculture, seven hundred and fifty dollars (\$750)."

For making a geological survey of the State, five hundred dollars (\$500).

For printing pamphlets, blanks and reports, distributing and purchasing seed and disseminating information about Florida Bureau of Agriculture, two thousand five hundred dollars (\$2,500.00).

For pay of assessors for collecting agricultural and other statistics for Bureau of Agriculture, two thousand dollars (\$2,000.00); *Provided*, That the fund arising from the inspection of fertilizers and analyses of sorts shall be used to cover expenses of the Bureau of Agriculture, and when that is not sufficient, then the balance to be paid out of any money in the treasury not otherwise appropriated.

In section 2, line 6, printed bill, after the word "lunatics," strike out "thirty-five" and insert "forty."

In section 2, line 27, strike out the words and figures "two thousand dollars (\$2,000.00)" and insert "five thousand dollars."

At the end of section 2 add, "for printing pamphlets, blanks and reports, distributing and purchasing seeds, and disseminating information about Florida Bureau of Agriculture, two thousand five hundred dollars."

For pay assessors for collecting agricultural and other statistics for Bureau of Agriculture, two thousand dollars, provided that the fund arising from the inspection of fertilizers and analysis of soils shall be used to cover expenses of the Bureau of Agriculture, and when that is not sufficient then the balance to be paid out of any money in the treasury not otherwise appropriated.

In section 8, line 6, printed bill, after the word "lunatic," strike out "eight thousand, seven hundred and fifty" and insert "ten thousand."

Section 2, line 10, printed bill, after the word "Governor," strike out "\$1,000" and insert "\$1,200."

Section 1, line 11 (printed bill), after the word "Governor," strike out "\$1,000.00" and insert "\$1,200.00."

Section 3, line 11 (printed bill), after the word "Governor," strike out "\$250.00" and insert "\$300.00."

Section 3, line 31, strike out line 31.

Add to section 3, "For clerks for Bureau of Agriculture, three hundred and fifty dollars (\$350.00).

Which was agreed to and the House concurred in the amendment.

The following Senate amendment was read:

Add to section 4: "That the sum of three thousand (3,000) dollars, or so much thereof as may be necessary, be and the same is hereby appropriated out of any moneys in the treasury

not otherwise appropriated to pay the expenses of the Commissioners of Fisheries for the years 1889 and 1890."

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Mr. Kirk moved that the Senate do not recede from its amendments to Committee Substitute for House Bill No. 60; Which was agreed to.

Mr. Kirk offered the following resolution:

Resolved, That a committee of conference of three on the part of the Senate be appointed to act with a similar committee of the House in settling the differences of the two Houses in regard to the general appropriation bill;

Which was read,

And Messrs. Kirk, Dismukes and Hammond were appointed on said committee.

Also the following:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 29, 1889.

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives herewith returns to the Senate—

House Bill No. 140 at the request of the Senate,

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 29, 1889.

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Joint Resolution No. 27:

Relating to land grants made by the United States to the States of Alabama and Florida by act of Congress, approved May 17, 1856,

And ask Senate to agree thereto.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Joint Resolution No. 27:

Relating to land grants made by the United States to the States of Alabama and Florida by act of Congress, approved May 17, 1856.

Was read the first time by its title.

Mr. Houston moved that Joint Resolution No. 27 be referred to the Judiciary Committee;

Which was agreed to,

And Joint Resolution No. 27 was so referred.

A message was received from the House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 29, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 186:

An act to amend an act entitled an act to incorporate the Suwannee and Gulf Railroad Company, approved June 2, 1887.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 29, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to in-

form the Senate that the House of Representatives has passed—

Senate Bill No. 245:

An act to enlarge the powers of pilot commissioners at ports of pilotage in this State.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 29, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 209:

Entitled an act to amend the charter of the East Florida Trust Company,

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Memorial No. 15:

To Congress asking for an appropriation of \$50,000 to dredge the sea bar and also the mouth of Crooked river, in Franklin county, Florida;

Also,

House Bill No. 248:

A bill to be entitled an act declaring it a misdemeanor for any elector to sell his vote at any election held in this State, and declaring the same a disqualification to hold office;

Also,

House Bill No. 273:

A bill to be entitled an act providing for the transfer of causes from one Criminal Court of Record to another in cases where the Judges thereof are disqualified,

And respectfully ask the Senate to agree thereto.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House Memorial No. 15 :

To Congress, asking for appropriation of \$50,000 to dredge the sea bar, and also the mouth of Crooked River, in Franklin county, Florida,

Was read the first time by its title, and was referred to the Committee on Commerce on Navigation.

House Bill No. 248 :

To be entitled an act declaring it a misdemeanor for any elector to sell his vote at any election held in this State,

Was read first time by its title and referred to the Committee on Judiciary.

House Bill No. 273 :

To be entitled an act providing for the transfer of causes from one Criminal Court of Record to another, in cases where the Judges thereof are disqualified,

Which was read the first time by its title and referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

Mr. Wilkinson, Chairman of the Committee on Engrossed Bills, made the following report :

SENATE CHAMBER,
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: Your Committee on Engrossed Bills, to whom was referred—

Senate amendments to House Bill No. 262,

Beg leave to report that they have examined the same and find them to be correctly engrossed.

Very respectfully,

JOHN WILKINSON,
Chairman Committee.

Which was read.

Mr. King, Chairman of the Committee on Education, submitted the following report :

SENATE CHAMBER,
TALLAHASSEE, Fla., May 29, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: Your Committee on Education, to whom was referred—

Senate Bill No. 40 :

A bill to be entitled an act to create a Bureau of Colored Work of Education, and for the improvement of the colored school system of this State,

Have had the same under consideration and recommend that it do pass, with the following amendments, to wit :

In section 1, after the word "thereafter," at end of section, add the following: "And who shall be under the control and direction of the Superintendent of Public Instruction of the State."

In section 9, line 2, after the word "shall be," strike out the remainder of the section and insert in lieu thereof the following: "fifteen hundred dollars per annum, to be paid out of the appropriation allowed for the colored schools of this State for each year, and he shall keep his headquarters in the city of Tallahassee, Florida.

Very Respectfully,

Z. KING,
Chairman Committee.

Which was read.

The committee amendments to Senate Bill No. 40 were adopted.

House Bill No. 326 :

An act to incorporate a charitable and educational institutions in the counties of St. Johns and Putnam in the State of Florida, under the name and style of "St. Joseph's Convent;"

Which was pending at the adjournment was called from the calendar and was read the second time by its title.

On motion of Mr. Smith the rules were waived by a two-thirds vote and

House Bill No. 326 was read the third time and put upon its passage.

Upon the passage of House Bill No. 326,
The vote was :

Yeas—Mr. President, Messrs. Bailey 22d District, Bielby, Brett, Bryant, Dismukes, Dunn, Hammond, Hammond, Hardee, Hendry, Houstoun, Kirk, Pirrong, Rosborough Schumacher, Smith, Swearingen, Wilkinson and Yancey—19.

Nays—None.

So House Bill No. 326 passed, title as stated, and under a further suspension of rules by a two-thirds vote was certified to the House of Representatives at once.

The hour having arrived for the consideration of House Bill No. 49, it was informally passed over.

By permission, Mr. Hammond, Chairman of the Committee on Judiciary, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., May 24, 1889.

HON. J. B. WALL,

President of the Senate:

SIR: Your Committee on Judiciary, to whom was referred—

House Bill No. 5:

A bill to be entitled an act in relation to the redemption of real estate sold under execution, decree, mortgage or deed of trust,

Have had the same under consideration and recommend that it do not pass.

Very respectfully,

E. M. HAMMOND,

Chairman Committee.

Which was read.

House Bill No. 5:

Relating to the redemption of real estate sold under executions, &c.,

Was read the second time.

Mr. Swearingen moved that the further consideration of House Bill No. 5 be indefinitely postponed:

Which was withdrawn by Mr. Swearingen.

Mr. Bailey of 22d District moved that the further consideration of House Bill No. 5 be indefinitely postponed.

Pending its consideration a message was received from the House of Representatives.

Mr. Dunn offered the following amendment:

Strike out the title of the bill and insert the following:

"An act to invalidate the title to certain lands in the State of Florida, and to provide for the creation of guardians for defaulting debtors therein;"

Which was read.

Upon the motion to indefinitely postpone the yeas and nays were called for and

The vote was:

Yeas—Mr. President, Messrs. Bailey of 22d District, Bielby, Dismukes, Drake, Dunn, Hammond, Hardee, Hendry, Houstoun, King, Parkhill, Schumacher, Smith, Swearingen and Tuten—16.

Nays—Messrs. Brett, Bryant, Coulter, Crosby, Jenkins, Kirk, Pirrong, Randell, Rogers, Rosborough and Yancey—11.

So House Bill No. 5 was indefinitely postponed.

Mr. Bielby moved to reconsider the vote by which House Bill No. 5 was indefinitely postponed.

Mr. Dismukes moved to lay the motion to reconsider on the table;

Which was agreed to, and the motion was laid on the table.

House Bill No. 241:

An act requiring the establishment of depots in certain places and prescribing the powers and duties of the Railroad Commission in relation thereto,

Was read the second time by its title.

Mr. Bielby moved to indefinitely postpone the further consideration of House Bill No. 241,

Mr. Kirk moved to lay the motion on the table.

The yeas and nays were called for, and the vote was:

Yeas—Messrs. Bailey of 22d District, Bryant, Crosby, Drake, Hendry, Jenkins, Kirk, Pirrong, Randell, Rogers, Rosborough, Swearingen and Yancey—13.

Nays—Mr. President, Bielby, Erett, Dismukes, Dunn, Hammond, Hardee, King, Parkhill, Schumacher, Smith and Tuten—12.

So the motion to table prevailed.

Mr. Bryant moved that the rules be waived and that House Bill No. 241 be read the third time and put upon its passage;

Which was not agreed to.

So the motion was lost and House Bill No. 241 was passed to its third reading.

On motion of Mr. Dunn—

House Bill No. 49:

An act to provide for the levy of taxes for 1889 and 1890,

Which had been informally passed over, was called from the calendar,

And was read the second time by its title.

On motion of Mr. Dunn, the rules were waived by a two-thirds vote,

And House Bill No. 49 was read the third time and put upon its passage.

Upon the passage of House Bill No 49,

The vote was:

Yeas—Mr. President, Messrs. Bailey of 22d District, Bielby, Brett, Bryant, Coulter, Dismukes, Drake, Dunn, Hendry, Houston, Jenkins, Kirk, Parkhill, Pirrong, Rogers, Schumacher, Smith, Tuten and Yancey—20.

Nays—Messrs. Crosby, King and Swearingen—3.

So House Bill No. 49:

Passed, title as stated,

And under a further suspension of the rules, by a two-thirds vote, was certified to the House of Representatives at once.

Mr. Latham, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: Your Joint Committee on Enrolled Bills have examined—

An act to provide for the revision and consolidation of the public statutes of this State;

Also,

An act to amend section 1 of chapter 1901 of the Laws of Florida;

Also,

An act to include part of township 20, in range 27, in Lake County;

Also,

An act to define the duties of inspectors of timber in the State of Florida, and to declare a standard rule of inspection, and to impose penalties for wilful failure to make correct and accurate report of amount of timber inspected, and for selling or buying timber by any other than said standard rule;

Also,

An act to prohibit the wilful running down or removing of

the stakes, buoys or other marks designating the water channels of this State;

Also,

An act legalizing the incorporation of the town of Punta Gorda, in the County of DeSoto, and to declare the incorporation of Punta Gorda valid and of full force and effect;

Also,

An act to amend section 7, chapter 3768, Laws of Florida, same being an act to establish a new county from portions of the counties of Orange and Brevard;

Also,

An act to prescribe the mode of proceedings before County Judges for the sale of real estate of decedents and minors;

Also,

An act to provide for the appointment of Commissioners of Fisheries and to define the duties in the State of Florida;

Also,

An act supplementary to an act to establish the municipality of Jacksonville, provide for its government, and prescribe its jurisdiction and powers, approved May 31, 1887, and to extend the powers of the government thereof;

Also,

An act to amend sections 2, 3 and 5 of an act entitled an act regulating the sale of beef under circumstances therein provided for, chapter 3613, Laws of Florida, approved February 16, 1885;

Also,

An act to grant lands to the Western Railway Company of Florida, to aid the construction of a railroad from a point at the western terminus of the railroad constructed by the Green Cove Spring and Melrose Railroad Company to Melrose, with branches to Starke and Hawthorne;

Also,

An act to regulate the practice of medicine and provide the appointment of a Board of Medical Examiners in the State of Florida;

Also,

An act regulating assignment for the benefit of creditors,
56s

And beg leave to report that they find them correctly enrolled.

Very respectfully,

J. F. LATHAM,

Chairman Joint Committee on Enrolled Bills.

On motion of Mr. Dismukes,
House Bill No. 267:

An act to amend an act entitled an act to abolish the corporation of the town of Tampa, to provide a municipal government for the city of Tampa and to define the boundaries thereof.

Was called from the calendar under the rule and was read the second time.

On motion of Mr. Dismukes, the rules were waived by a two-thirds vote, and

House Bill No. 267 was read the third time and put upon its passage.

Upon the passage of House Bill No. 267,

The vote was:

Yeas—Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Bryant, Crosby, Drake, Dunn, Hardee, Hendry, Houston, Kirk, Parkhill, Randel, Rosborough, Schumacher, Smith, Swearingen, Tuten and Yancey—20.

Nays—None.

So House Bill No. 267 passed, title as stated.

And under a suspension of the rules by a two-thirds vote was certified to the House of Representatives at once.

A message was received from the House of Representatives.

On motion of Mr. Coulter, House Bill No. 39 was made the special order for 8 o'clock to-night.

Mr. Dunn moved that the order of business be suspended, and that House Joint Resolution relative to adjournment be taken up for consideration;

Which was not agreed to.

So the motion was lost.

A message was received from the House of Representatives.

Mr. Dunn moved that House resolution relative to adjournment be made the special order for this P. M.

Mr. Swearingen moved to lay the motion on the table.

Which was agreed to,

And the motion was laid on the table.

On motion of Mr. Hendry—

House Bill No. 103:

An act to legalize the incorporation of the town of Fort Myers, in the county of Lee, and to declare the incorporation of Fort Myers valid and of full force and effect,

Was called from the calendar under the rule and was read the second time by its title.

On motion of Mr. Hendry the rules were waived by a two-thirds vote, and House Bill No. 103 was read the third time and put upon its passage.

Upon the passage of House Bill No. 103,

The vote was:

Yeas—Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Crosby, Dismukes, Drake, Dunn, Hendry, Houston, Kirk, King, Parkhill, Pirrong, Randell, Rosborough, Schumacher, Swearingen and Yancey—20.

Nays—None.

So House Bill No. 103 passed, title as stated,

And under a further suspension of the rules by a two-thirds vote was certified to the House of Representatives at once.

Mr. Bielby moved that House Bill No. 140 be made the special order for 3 o'clock P. M. to-day;

Which was agreed to,

And such was the order.

On motion of Mr. Wilkinson,

House Bill No. 39:

An act to provide an annuity for disabled soldiers and sailors of the State of Florida.

Was called from the calendar under the rule and read the third time.

By unanimous consent Mr. Swearingen was allowed to amend by striking out section 7 of the Senate amendments.

A message was received from the House of Representatives.

Mr. Bielby was called to the chair.

Upon the passage of House Bill No. 39,

The vote was:

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Brett, Bryant, Coulter, Crosby, Dismukes, Drake, Dunn, Hardee, Houston, Kirk, Parkhill, Randell, Rogers, Rosborough, Schumacher, Smith, Swearingen, Wilkinson and Yancey—21.

Nays—Messrs. Bielby, Jenkins and Tuten—3.

So House Bill No. 39 passed, title as stated.

Mr. Parkhill said he votes "Aye," but that the provisions of the bill is not liberal enough, and he tried to have the property restriction stricken out and thinks that the relief sought for ought to extend to all disabled ex-Confederate soldiers who would come within the provisions of the bill.

Mr. Tuten said: "I vote 'no' on this bill because I am opposed to class legislation."

Mr. Smith said he voted against the bill because it was not liberal enough, and restrictions practically declared soldiers paupers.

Mr. Bryant moved to reconsider the vote by which House Bill no. 39 was passed.

Mr. Kirk moved to lay the motion to reconsider on the table;

Which was agreed to,

And the motion to reconsider was laid on the table,

And the bill was ordered certified immediately to the House of Representatives.

By unanimous consent, Mr. Bryant introduced—
Senate Joint Resolution No. 252:

WHEREAS, The Senate did, early in the session, express its sense that the pay of visiting committees should be that allowed by the Constitution, to-wit: ten cents per mile for the number of miles actually traveled while on such duty, and that said mileage should cover all charges by said committees; and,

Whereas, It appears that said committees, in pursuance of this action of the Senate, expressed then and on different occasions since, did not keep an account of their actual expenses, and cannot therefore certify to the amount of such expenses; and,

Whereas, The Senate, unmindful of its former action on this subject, did inadvertently agree to section 3 of House Bill No. 74, fixing the pay of visiting committees, after said committees had performed their duties, and the House of Representatives has refused to return said House Bill No. 74 to the Senate, that it might reconsider its action on section 3 of said bill; and,

Whereas, It would be a manifest injustice to the members of these committees to require them to certify to a fact not within their knowledge; therefore be it

Resolved by the Senate, That the Senate members of the visiting committees are hereby authorized to certify to the amounts due them at ten cents per mile for each mile traveled; Which was read and adopted.

On motion of Mr. Parkhill Senate Bill No. 152:

A bill to be entitled an act to incorporate the town of Bluff Springs in the county of Escambia,

Was called from the calendar under the rule and was read the third time and put upon its passage.

Upon the passage of Senate Bill No. 152,

The vote was:

Yeas—Messrs. Bailey of 22d District, Bailey 16th, Bielby, Bryant, Crosby, Dunn, Hammond, Hardee, Houstoun, Kirk,

Parkhill, Pirrong, Rogers, Rosborough, Schumacher, Smith, Tuten and Yancey—18.

Nays—None.

So Senate Bill No. 152 passed, title as stated.

And under a suspension of the rules by a two-thirds vote was certified to the House of Representatives at once.

Mr. Kirk offered the following resolution:

Resolved, That all bills passed on the third reading be immediately, where objection is not made, certified to the House;

Which was read and adopted.

A message was received from the House of Representatives.
House Bill No. 59:

An act to repeal chapter 3827, entitled an act to authorize William Miller to stretch a boom across the Choctawhatchie river,

Was called from the calendar under the rule and was read the third time and put upon its passage.

Pending which a message was received from the House of Representatives.

Upon the passage of House Bill No. 59,

The vote was:

Yeas—Messrs. Brett, Bryant, Crosby, Hardee, Jenkins, Kirk, Rogers, Tuten, Wilkinson and Yancey—10.

Nays—Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Dismukes, Hammond, Houstoun, Pirrong, Randell, Schumacher and Smith—10.

So House Bill No. 59 was lost.

Mr. Schumacher moved that the Senate take a recess until 3 o'clock P. M.;

Which was agreed to.

So the Senate took a recess.

THREE O'CLOCK P. M.

The Senate met pursuant to adjournment.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Bryant, Coulter, Crosby, Dunn, Hardee, Hendry, Houstoun, Kirk, Pirrong, Randell, Rogers, Rosbor-

ough, Schumacher, Smith, Swearingen, Tuten, Wilkinson and Yancey—22.

A quorum present.

Mr. Yancey introduced the following resolution :

Resolved, That all bills which pass third reading be immediately certified to the House, without further order, unless objection is made. If objection is made the question shall be determined by the Senate at once ;

Which was read.

Mr. Yancey moved that the resolution be adopted.

Mr. Bielby raised the point of order that it would require a two-third vote to waive the rules.

The Chair decided the point well taken.

The resolution was adopted as read.

Mr. Hustoun moved to reconsider the vote by which House Bill No. 140 passed the Senate ;

Which was agreed to,

And the vote was reconsidered.

By unanimous consent, Mr. Hustoun offered the following amendment :

Strike out Senate amendments to section 3 and add at end of section 6 :

Provided, That in revising, allowing and adopting or making and fixing rates and schedules, and in making rules and regulations for the use of any railroad company, and for the government of the transportation of persons and property and cars on its line of railroad as in this act provided, the principles enunciated by the Supreme Court of this State in the opinion rendered by said court at the January term, A. D. 1889, in the case of the Pensacola and Atlantic Railroad Company, appellants, against the Railroad Commissioners of Florida, appellees, shall be observed by said Railroad Commissioners.

Which were read and adopted as read.

On motion of Mr. Yancey, the rules were waived by a two-thirds vote, and

House Bill No. 140 :

An act to amend chapter 3746 of Laws of Florida, creating a Railroad Commission, and defining its powers and duties, Was read the third time as amended and put upon its passage.

Upon the passage of House Bill No. 140,

The vote was :

Yeas—Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Bryant, Dismukes, Hardee, Hendry, Hustoun, Kirk, King, Pirrong, Randell, Rogers, Rosborough,

Schumacher, Smith, Swearingen, Tuten, Wilkinson and Yancey—21.

Nays—None.

So House Bill No. 140 passed, title as stated, and was certified under the rule to the House of Representatives.

The special order having arrived for the consideration of Substitute for House Bill No. 48 :

To be entitled an act to provide for the appointment of a State Chemist and Inspector of Fertilizer,

It was called from the calendar and was read the second time by its title.

On motion of Mr. Rogers the rules were waived by a two-thirds vote and House Bill No. 48 was read the third time and put upon its passage.

Pending which the following message was received from the Governor :

STATE OF FLORIDA, EXECUTIVE OFFICE, }
TALLAHASSEE, Fla, May 30, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR : I have the honor to inform you that I have signed the following :

An act to be entitled an act in relation to the land grant of the Florida Coast Line Canal and Transportation Company and prescribing the duties of the Trustees of the Internal Improvement Fund, of the State of Florida, in relation thereto, the right of settlement thereon, and the specifications for the construction of its water way, and the time of its completion from St. Augustine to Biscayne Bay.

And I have deposited the same with the Secretary of State

I have the honor to be

Very respectfully,

FRANCIS P. FLEMING,

Governor.

A message was received from the House of Representatives.

Upon the passage of House Bill No 48,

The vote was :

Yeas—Messrs. Bailey 22d District, Bryant, Crosby, Hardee, Hendry, Hustoun, Kirk, Pirrong, Randell, Rogers, Schumacher, Smith and Wilkinson—13.

Nays—Mr. President, Messrs. Dismukes, King and Tuten—4.

So House Bill No. 48 passed, title as stated, and under the rule was certified to the House of Representatives at once.

By permission Mr. Houstoun, Chairman of Committee on Railroads and Telegraphs, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: Your Committee on Railroads and Telegraphs, to whom was referred—

House Bill No. 239:

To be entitled an act to incorporate the Palatka and Apopka Air Line Railroad and Telegraph Company,

Beg leave to report that they have examined the same and recommend its passage.

Very respectfully,
P. HOUSTOUN,
Chairman Committee.

Which was read.

By permission, Mr. Bielby, Chairman of Committee on Conference, made the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: Your Committee on Conference, to whom was referred—

House Bill No. 45,

Beg leave to report that they have met the committee on the part of the House of Representatives, and said conferences have agreed that the House shall recede from the amendment as to section 10, and the Senate shall agree to other House amendments.

Very respectfully,
C. F. BIELBY,
Chairman Senate Committee.
T. F. SWEARINGEN.
JOHN ROUBKE,
JAMES LAYNE,
S. H. BLITCH,
Chairman House Committee.

Which was read.

The amendments to Senate Bill No. 45, as recommended by the committee, were read and adopted as read.

Mr. Bielby moved that the Senate do not concur in the amendment to section 10;

Which was agreed to,

And the Senate did not concur in the House amendment to section 10 of Senate Bill No. 45.

The bill was ordered to be enrolled and the Secretary was instructed to certify the action of the Senate to the House of Representatives.

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Joint Resolution No. 26:

In reference to field notes of the United States survey of Florida;

Also,

House Bill No. 201:

A bill to be entitled an act prescribing the time within which chattel mortgages shall be recorded,

And asks the Senate to agree thereto.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House Joint Resolution No. 26, in reference to field notes of the United States survey of Florida,

Was read the first time by its title and referred to the Committee on Public Lands.

House Bill No. 201:

To be entitled an act prescribing the time within which chattel mortgages shall be recorded,

Was read the first time by its title.

On motion of Mr. Dismukes the rules were waived by a two-thirds vote, and

House Bill No. 201:

Was read the second time by its title without reference.

On motion of Mr. Dismukes, the rules were further waived

by a two-thirds vote, and House Bill No. 201 was read the third time and put upon its passage.

Upon the passage of House Bill No. 201,

The vote was:

Yeas—Mr. President, Messrs. Bielby, Bryant, Crosby, Dismukes, Drake, Hendry, Jenkins, Kirk, Pirrong, Randell, Rogers, Rosborough, Schumacher, Smith, Swearingen, Tuten and Wilkinson—17.

Nays—None.

So House Bill No. 201 passed, title as stated, and under the rule was certified to the House of Representatives at once.

On motion of Mr. Rogers Senate Bill No. 100 together with the veto of the Governor was referred to Committee on Fisheries.

Mr. Latham, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., May 30, 1889.

HON. J. B. WALL,

President of the Senate:

SIR: Your Committee on Enrolled Bills, beg leave to report that they have submitted to the Governor for his consideration the following Bills and Memorials:

An act entitled an act to amend section 1 of an act entitled an act to amend section 5 of an act entitled an act to dissolve municipal corporations, under circumstances therein stated and to provide provisional governments for the same, approved January 28th, 1885, approved June 7th, 1887;

Also,

An act for the prevention of cruelty to animals;

Also,

An act to incorporate the Fernandina Street Suburban Railway Company;

Also,

An act to legalize the incorporation of the town of Orange City, in the county of Volusia, and to declare the incorporation of the town Orange City, valid and of full force and effect;

Also,

An act making an appropriation for the Florida Normal School and Business Institute;

Also,

An act to prohibit the sale and purchase of upland cotton in the county of Jefferson;

Also,

Memorial to Congress of the United States of America, asking for the establishment of fish hatcheries on the coast of Florida;

Also,

An act to incorporate the Southern Savings and Trust Company;

Also,

An act to enlarge and extend the powers, rights and franchises of the Florida Ocean and Gulf Canal Company, and to enact that the canal and property of same company shall be exempt from taxation;

Also,

An act to amend section 8 of an act to create and establish the county of Lake from portions of Sumter and Orange counties;

Also,

An act to incorporate the West Florida and Alabama Railroad Company;

Also,

An act to change and permanently establish the boundary line between Suwannee and Columbia counties;

Also,

An act to continue the rights, privileges, powers, franchises and grants of the Santa Fe and St. Johns Railway Company, and to extend the time for the completion of the same;

Also,

An act to legalize the incorporation of the town of Seville, in the county of Volusia, and declare legal and binding the acts of its officers;

Also,

An act to continue the rights, privileges, powers, franchises and grants of the Florida Midland and Georgia Railroad Company, and to extend the time for the completion of the same;

Also,

An act to define the legal time in the State of Florida;

Also,

An act to amend section 1 of chapter 1987 of the Laws of Florida, being an act entitled an act to provide a general law for the incorporation of railroads and canals;

Also,

An act to regulate the practice of pharmacy in cities and towns of more than two hundred inhabitants, and the sale of poisons in the State of Florida, and to affix penalties;

Also,

An act to provide for the forfeiture of certain lands here to

fore granted by the State of Florida for the purpose of aiding in the constructing railroads and cutting canals.

Very respectfully,

J. F. LATHAM,

Chairman Joint Committee on Enrolled Bills.

Which was read.

The following message from the House of Representatives was read :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR : I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed -

Senate Bill No. 173 :

To be entitled an act to incorporate the Brooksville and Lacoochee Railroad Company, to confer certain powers therein expressed, and to grant lands to the same ;

Also,

House Bill No. 350 :

A bill to be entitled an act supplemental to an act to provide for the examination and settlement of the claims against the State of Florida for services rendered during the Seminole Indian war, approved March 11, 1879.

And respectfully ask the Senate to agree thereto.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House Bill No. 350 :

To be entitled an act supplemental to an act to provide for the examination and settlement of the claims against the State of Florida for services rendered during the last Seminole Indian war, approved March 11, 1879,

Was read the first time by its title.

On motion of Mr. Bielby the rules were waived by a two-thirds vote, and

House Bill No. 350,

Was read the second time by its title without reference.

On motion of Mr. Bielby the rules were further waived by a two-thirds vote, and

House Bill No. 350 was read the third time and put upon its passage.

Upon the passage of House Bill No. 350,

The vote was :

Yeas—Mr. President, Messrs. Bailey 16th District, Bielby-Brett, Bryant, Dismukes, Drake, Hardee, Hendry, Jenkins, Kirk, King, Pirrong, Randell, Rogers, Smith and Swearin, gen.—17.

Nays —None.

So House Bill No. 350 passed, title as stated, and under the rule was certified to the House of Representatives at once.

By permission, Mr. Kirk, Chairman of the Senate Committee of Conference, made the following report :

STATE CAPITOL, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate :

And

HON. J. L. GASKINS,

Speaker of the House of Representatives :

GENTLEMEN: We, your Committee on Conference, who were appointed to take into consideration the differences existing between the two Houses as to Senate amendments to Substitute to House Bill No. 60, beg leave to recommend as follows :

That the House do concur in the amendment hereto annexed :

Amend section 1, page 2, by inserting between the 25th and 27th lines the following: "For salary of a clerk to the Supreme Court Judges, twelve hundred dollars (\$1,200)."

And that the House concur also in the following amendment :

Amend section 2, page 9, by inserting between lines 1 and 2: "For salary of a clerk to the Supreme Court Judges, twelve hundred dollars (\$1,200.00)."

And that the House do concur in the following amendment :

Amend section 3, page 14, by inserting between lines 11 and 13, "for salary of Clerk to the Supreme Court Judges, three hundred dollars (\$300)."

And that the House do concur in the following amendment :

In section 1, line 6, after the word "lunatic," strike out "twenty-six thousand two hundred and fifty" and insert "thirty thousand."

And that the Senate do recede from the following amendment :

In section 1, line 27, printed bill, strike out the words and figures, "three thousand dollars (\$3,000)," and insert "five thousand dollars (\$5,000)."

And that the House do concur in the following amendment:

Section 1, page 2, printed bill, insert between lines 31 and 32 "for building dormitory building and necessary fixtures, \$2,000 for Normal School at Tallahassee."

And that the Senate do recede from the following amendment:

Amend by adding between lines 36 and 37, section 1, the following: "for teachers institutes, \$1,500.00," and the same in the bill for 1890.

And that the House do concur in the following amendment.

Add to section 1, "for clerks of the Bureau of Agriculture seven hundred and fifty dollars, \$750.00."

And that the Senate do recede from the following amendment:

For making a geological survey of the State, five hundred dollars, \$500.00.

And that the Senate do recede from the following amendment:

For printing pamphlets, blanks and reports, distributing and purchasing seed and disseminating information about Florida Bureau of Agriculture, two thousand five hundred dollars (\$2,500.00).

And that the Senate do recede from the following amendment:

For pay of assessors for collecting agricultural and other statistics for Bureau of Agriculture, two thousand dollars, (\$2,000.00); *Provided*, That the fund arising from the inspection of fertilizers and analyses of soils shall be used to cover expenses of the Bureau of Agriculture, and when that is not sufficient, then the balance to be paid out of any money in the treasury not otherwise appropriated.

And that the House do concur in the following amendment:

For clerks for the Bureau of Agriculture, "fifteen hundred dollars."

And that the House do concur in the following amendment:

In section 2, line 6, printed bill, after the word "lunatics" strike out "thirty-five" and insert "forty."

And that the Senate do recede from the following amendment:

In section 2, line 27, strike out the words and figures "two thousand dollars (\$2,000)" and insert "five thousand dollars."

And that the Senate do recede from the following amendment:

For pay assessors for collecting agricultural and other statistics for Bureau of Agriculture, two thousand dollars, provided that the fund arising from the inspection of fertilizers and analysis of soils shall be used to cover expenses of the Bureau of Agriculture, and when that is not sufficient then the balance to be paid out of any money in the treasury not otherwise appropriated.

And that the House concur in the following amendment:

In section 3, line 6, printed bill, after the word "lunatics," strike out "eight thousand, seven hundred and fifty" and insert "ten thousand."

And that the House do concur in the following amendment:

Section 2, line 10, printed bill, after the word "Governor," strike out "\$1,000" and insert "\$1,200."

And that the House do concur in the following amendment:

Section 1, line 11 (printed bill), after the word "Governor," strike out "\$1,000.00" and insert "\$1,200.00."

And that the House do concur in the following amendment:

Section 3, line 11 (printed bill), after the word "Governor," strike out "\$250.00" and insert "\$300.00."

And that the House do concur in the following amendment:

Add to section 4: "That the sum of three thousand (3,000) dollars, or so much thereof as may be necessary, be and the same is hereby appropriated out of any moneys in the treasury not otherwise appropriated to pay the expenses of the Commissioners of Fisheries for the years 1889 and 1890."

And that the House do concur in the following amendment:

Add to section 3, "For clerks for Bureau of Agriculture, three hundred and fifty dollars (\$350.00).

And that the Senate do recede from the following amendment:

At the end of section 2 add, "for printing pamphlets, blanks and reports, distributing and purchasing seeds, and dissemi-

nating information about Florida Bureau of Agriculture, two thousand five hundred dollars."

B. F. KIRK,

Chairman Committee on Part of Senate.

A. P. BASKIN,

Chairman Committee on Part of House.

Which was read and adopted.

So the Senate receded from the said amendments as recommended by the committee in report, and the amendments concurred in by the House were ordered to be engrossed and reported to the House with the bill.

The President announced that he was about to sign the following bills:

An act to provide for the revision and consolidation of the public statutes of this State;

Also,

An act to amend section 1 of chapter 1901 of the Laws of Florida;

Also,

An act to include part of township 20, in range 27, in Lake County;

Also,

An act to define the duties of inspectors of timber in the State of Florida, and to declare a standard rule of inspection, and to impose penalties for wilful failure to make correct and accurate report of amount of timber inspected, and for selling or buying timber by any other than said standard rule;

Also,

An act to prohibit the wilful running down or removing of the stakes, buoys or other marks designating the water channels of this State;

Also,

An act legalizing the incorporation of the town of Punta Gorda, in the county of DeSoto, and to declare the incorporation of Punta Gorda valid and of full force and effect;

Also,

An act to amend section 7, chapter 3768, Laws of Florida, same being an act to establish a new county from portions of the counties of Orange and Brevard;

Also,

An act to prescribe the mode of proceedings before County Judges for the sale of real estate of decedents and minors;

Also,

An act to provide for the appointment of Commissioners of Fisheries and to define the duties in the State of Florida;

Also,

An act supplementary to an act to establish the municipi-

pality of Jacksonville, provide for its government and prescribe its jurisdiction and powers, approved May 31st, 1887, and to extend the powers of the government thereof;

Also,

An act to amend sections 2, 3 and 5, of an act entitled an act regulating the sale of beef under circumstances therein provided for, Chapter 3613, Laws of Florida, approved Feb. 16th 1885;

Also,

An act to grant lands to the Western Railroad Co., of Florida to aid the construction of a railroad from a point at the western terminus of the railroad, constructed by the Green Cove Springs and Melrose Company to Melrose, with branches to Starke and Hawthorne;

Also,

An act to regulate the practice of medicines and provide the appointment of a Board of Medical Examiners in the State of Florida;

Also,

An act regulating assignment for the benefit of creditors.

By permission, Mr. Wilkinson, Chairman of the Committee on Engrossed Bills, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate:

Sir: Your Committee on Engrossed Bills, to whom was referred—

Senate Amendments to House Bill No. 140,

Beg leave to report that they have examined the same and find them to be correctly engrossed.

Very respectfully,

JOHN WILKINSON,
Chairman of Committee.

Which was read.

By permission, Mr. Bailey, 16th District, Chairman of Committee on Enrolled Bills, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, Fla., May 29, 1889. }

HON. J. B. WALL,

President of the Senate:

Sir: Your Committee on Enrolled Bills, to whom was referred—

Senate Bill No. 197:

An act to provide for appointment of recorders in and for provisional municipalities, and to define their jurisdiction and powers ;

Also,

Senate Bill No. 132 :

An act to enlarge and extend the franchises of the St. Cloud Sugar Belt Railway Company,

Also,

Senate Bill No. 113 :

To be entitled an act declaring the stream known as "Collins' Slough," in the State of Florida, navigable ;

Also,

Senate Bill No. 153 :

A bill to be entitled an act to provide for the recovery of lost timber and lumber, to provide for the appointment of a public custodian of the same, and to prescribe his powers, duties and compensation,

Also,

Senate Memorial No. 158 :

Memorial to Congress asking for an appropriation to make navigable the waterway from the Apalachicola river four miles below Iola, Florida, through Lee's Slough, to the Chipola river, known as the "Cut off," and the Chipola river from Lee's Slough to the Apalachicola river,

Also,

Senate Bill No. 151 :

To be entitled an act for the incorporation of banking associations, and to prescribe their general powers and liabilities ;

Also,

Senate Bill No. 209 :

Entitled an act to amend the charter of the East Florida Trust Company ;

Also,

Senate Bill No. 239 :

An act to grant lands to the Gainesville, Tallahassee and Western Railway Company.

Beg leave to report that they have carefully examined the same and find that they are correctly enrolled.

Very respectfully,

J. S. BAILEY,
Chairman Committee.

Which was read.

Also the following :

SENATE CHAMBER, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: Your Committee [on Enrolled Bills, to whom was referred—

Senate Bill No. 245 :

A bill to be entitled an act to enlarge the powers of the Boards of Commissioners of Pilotage in and for the ports of this State ;

Also,

Senate Bill No. 145 :

An act to authorize the several Judges of the several Judicial Districts of the State of Florida to remove the disabilities of minors ;

Also,

Senate Bill No. 186 :

An act to amend an act entitled an act to incorporate the Suwannee and Gulf Railroad Company, approved June 2, 1887 ;

Also,

Senate Bill No. 108 :

A bill to be entitled an act to make the laws of other States adopting as their heirs of other persons applicable in this State,

Beg leave to report that they have examined the same and find them to be correctly enrolled.

Very respectfully,

J. S. BAILEY,
Chairman Committee.

Which was read.

Mr. Parkhill was called to the chair.

The following message from the House of Representatives was read :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate.

SIR : I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 210 :

A bill to be entitled an act to enable the Town Council of the town of Kissimmee City, Florida, to levy certain taxes and provide for a more complete assessment of the property in said town for town purposes,

And respectfully ask the Senate to agree thereto.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House Bill No. 210 :

A bill to be entitled an act to enable the Town Council of the town of Kissimmee City, Florida, to levy certain taxes and provide for a more complete assessment of the property in said town for town purposes,

Was read the first time by its title.

On motion of Mr. Bielby, the rules were waived by a two-thirds vote,

And House Bill No. 210 was read the second time by its title without reference.

On motion of Mr. Bielby, the rules were further waived by a two-thirds vote,

And House Bill No. 210 was read the third time and put upon its passage.

Pending which a message was received from the House of Representatives.

A message was received from the Governor.

Upon the passage of House Bill No. 210,

The vote was :

Yeas—Messrs. Bailey 22d District, Bailey 16th District, Bielby, Bryant, Crosby, Dismukes, Drake, Hardee, Houstoun, Jenkins, Kirk, Parkhill, Pirrong, Randell, Rosborough, Smith and Tuten—17.

Nays—None.

So House Bill No. 210 passed, title as stated, and under the rule was certified to the House of Representatives at once.

The following message from the House of Representatives was read :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR : I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 304 :

A bill to be entitled an act to authorize George R. Langford of the county of Polk, to construct a bridge across Peace River, and to charge toll for use of same ;

Also,

House Bill No. 251 :

A bill to be entitled an act to amend section 63, act of November 20, 1828, as amended by section 4, act of November 21, 1829, the same being section 15, of chapter 2, of McClellan's Digest,

And respectfully ask the Senate to agree thereto.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives

House Bill No. 304 :

A bill to be entitled an act to authorize George R. Langford, of the county of Polk, to construct a bridge across Peace River, and to charge toll for use of same,

Was read the first time by its title.

On motion of Mr. Bryant, the rules were waived by a two-thirds vote and—

House Bill No. 304 was read the third time and put upon its passage.

Upon the passage of House Bill No 304,

The vote was :

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Bryant, Crosby, Dismukes, Drake, Hardee, Kirk, Parkhill, Pirrong, Randell, Rosborough, Schumacher, Smith, Swearingen, Tuten and Wilkinson—18.

Nays—None.

So House Bill No. 304 :

Passed, title as stated,

And under the rule was certified to the House of Representatives at once.

House Bill No. 251 :

A bill to be entitled an act to amend section 63, act of November 20, 1828, as amended by section 4, act of November 21, 1829, the same being section 15 of chapter 2 of McClellan's Digest,

Was read the first time by its title,

On motion of Mr. Bielby the rules were waived by a two-thirds vote, and

House Bill No. 251 :

Was read the second time by its title.

On motion of Mr. Bielby, House Bill No. 251 :

Was read the third time and put upon its passage,
Upon the passage of House Bill No. 251,
The vote was :

Yeas—Messrs. Bailey of 22d District, Bailey 16th District, Bielby, Bryant, Crosby, Dismukes, Drake, Parkhill, Pirrong, Randell, Rosborough, Schumacher, Smith, Swearingen, Tuten and Wilkinson—16.

Nays—Mr. Houstoun—1.

So House Bill No. 251 passed, title as stated, and under the rule was certified to the House of Representatives at once.

Also the following message from the House of Representatives was read :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 29, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 145 :

An act to authorize the several judicial districts of the State of Florida to remove the disabilities of minors ;

Also,

Senate Bill No. 167 :

To be entitled an act to appropriate a certain amount of money for the benefit of East Florida Seminary ;

Also,

Senate Bill No. 108 :

To be entitled an act to make the laws of other States, adopting persons as the heirs of other persons in this State.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Also the following :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to in-

form the Senate that the House of Representatives has passed—

House Bill No. 274 :

A bill to be entitled an act to amend section 10 of act prescribing the jurisdiction and powers and regulating the proceedings in the Criminal Courts of Record, approved June 3d, 1887, being chapter 3731, Laws of Florida ;

Also,

That the House has adopted the report of the Joint Committee on Conference on the difference between the two Houses and to House Bill No. 74.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Which was read.

House Bill No. 274 :

To be entitled an act to amend section 1 of an act prescribing the jurisdiction and powers and regulating the proceedings in the Criminal Courts of Record, approved June 3rd, 1887, being chapter 3731, Laws of Florida,

Was read the first time by its title and was referred to the Committee on Judiciary.

Also the following :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 229 :

A bill to be entitled an act to exclude certain lands from the incorporated territory of the town of Lakeland in the county of Polk ;

And respectfully ask the Senate to agree thereto.

Very respectfully,

B. R. MILAM,

Chief Clerk the House of Representatives.

House Bill No. 229 :

To be entitled an act to exclude certain lands from the incorporated territory of the town of Lakeland in the county of Polk,

Was read the first time by its title and was referred to the Committee on City and County Organization.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate.

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 249:

A bill to be entitled an act to prevent the loss of records and documents kept in the Capitol,

And respectfully ask the Senate to agree thereto.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House Bill No. 249:

To be entitled an act to prevent the loss of records and documents kept in the Capitol,

Was read the first time by its title and was referred to the Committee on State affairs.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 275:

A bill to be entitled an act to repeal section 1 of "an act to protect the fresh water fisheries of the State of Florida," being chapter 3759 of the Laws of Florida;

Also,

House Bill No. 287:

A bill to be entitled an act to declare the town of Dade City, in the county of Pasco, to be a legally incorporated town,

And requests the Senate to agree thereto,

And that the House has agreed to the request of the Senate for a conference committee on Senate amendments to House, Bill No. 60,

And the Speaker has appointed on the part of the House Messrs. Baskin, Moore, Rives, Hendry and Berkelman.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

A message was received from the House of Representatives. House Bill No. 287:

A bill to be entitled an act to declare the town of Dade City, county of Pasco, to be a legally incorporated town,

Was read the first time by its title.

On motion of Mr. Kirk, the rules were waived by a two-thirds vote,

And House Bill No. 287 was read the second time by its title.

On motion of Mr. Kirk the rules were waived by a two-thirds vote and House Bill No. 287 was read the third time and put upon its passage.

Upon the passage of House Bill No. 287,

The vote was:

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Bryant, Crosby, Dismukes, Drake, Kirk, Parkhill, Pirrong, Randell, Rosborough, Schumacher, Smith, Swearingen, Tuten and Wilkinson—17.

Nays—None.

So House Bill No. 287 passed, title as stated, and under the rule was certified to the House of Representatives at once.

On motion of Mr. Bielby the Engrossing Clerk was instructed to engross Senate Bill No. 45.

House Bill No. 275:

To be entitled an act to repeal section 1 of an act to protect fresh water fisheries of the State of Florida, being chapter 3759 of the Laws of Florida,

Was referred to the Committee on Fisheries.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to in-

form the Senate that the House of Representatives has receded from—

Its amendments to section 10 of Senate Bill No. 45.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Mr. Dismukes, Chairman of the Committee on Finance and Taxation, made the following report :

SENATE CHAMBER, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR : Your Committee on Finance and Taxation, to whom was referred—

Senate Bill No. 67 :

An act to be entitled an act to repeal all laws or parts of laws which impose a license tax upon dealers in general merchandise ;

Also,

Senate Bill No. 131 :

A bill to be entitled an act to amend section 6 of an act for the assessment and collection of revenue, approved June 13th, 1887, being chapter 3681, Laws of Florida,

Beg leave to report that we have examined the same and recommend that they do not pass.

Very respectfully,

E. P. DISMUKES,

Chairman Committee.

Which was read.

On motion of Mr. Hendry, the rules were waived by a two-thirds vote, and House Bill No. 275 was taken from the hands of the committee and was read the second time.

On motion of Mr. Hendry the rules were further waived by a two-thirds vote, and

House Bill No. 275 was read the third time and put upon its passage.

Upon the passage of House Bill No. 275,

The vote was :

Yeas—Messrs. Bailey of 22d District, Bailey of 16th Dis-

trict, Bielby, Bryant, Crosby, Dismukes, Drake, Hardee, Parkhill, Rosborough, Schumacher, Smith and Tuten—13.

Nays—Messrs. Hendry, Houstoun, Kirk, King, Pirrong and Randell—6.

So House Bill No. 275 :

Passed, title as stated, and under the rule was certified to the House of Representatives at once.

On motion of Mr. Hendry—

House Substitute for House Bills Nos. 36, 40, 41, 47 and 68 :

An act to protect the game birds, etc.,

Was made the special order for 10 o'clock A. M. to-morrow.

On motion of Mr. Bielby, House Bill No. 20 was made the special order for 8 o'clock P. M. to-day.

The following message from the Governor was read :

STATE OF FLORIDA,

EXECUTIVE OFFICE, TALLAHASSEE, May 30, 1889.

HON. J. B. WALL,

President of the Senate :

SIR : I have the honor to inform the Senate that I have carefully considered a bill entitled an act to prohibit the purchase and sale of upland cotton in the seed within the county of Jefferson," and herewith return the same to the Senate, in which it originated, with my objections thereto.

The bill under consideration makes it unlawful to trade, traffic for, buy or sell any upland cotton in the seed in the county of Jefferson, or to carry the same beyond the limits of said county for such purpose, and prescribes a punishment for so doing.

Such a provision of law, not regulating, but absolutely prohibiting the buying or selling of a commodity which constitutes a principal production of the county where such prohibition is sought, it appears to me is against public policy, and is an infringement of one of the absolute rights of a citizen, that is, the free use, enjoyment and disposal of his own lawful acquisitions.

In my opinion the bill is in direct violation of section 20, of Article III, of the Constitution, which prohibits the passage of special or local laws for the punishment of crimes or misdemeanors.

I am,

Very respectfully,

FRANCIS P. FLEMING,

Governor.

Mr. Houstoun moved that the Governor's veto be not sustained.

Pending its consideration a message was received from the House of Representatives.

A message was received from the House of Representatives.

Upon the adoption of the motion not to sustain the Governor's veto, the roll was called and the vote was :

Yeas—Messrs. Bailey 22nd District, Bailey 16th District, Hendry, Houstoun, King, Pirrong, Randell, Schumacher—8.
Nays—Brett, Bryant, Crosby, Dismukes, Drake, Hardee, Jenkins, Parkhill and Smith—9.

So the motion was lost and the Governor's veto was sustained.

Mr. Bielby moved that the Senate adjourn ;

Which was not agreed to.

So the motion was lost.

On motion of Mr. Dismukes—

House Bill No. 238 :

To be entitled an act to protect and preserve certain animals and birds, wild by nature, within the county of Orange, and State of Florida,

Was called from the calendar under the rule and read the second time by its title.

On motion of Mr. Dismukes the rules were waived by a two-thirds vote, and House Bill No. 238 was read the third time and put upon its passage.

Upon the passage of House Bill No. 238,

The vote was :

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Bryant, Crosby, Dismukes, Drake, Hardee, Hendry, Houstoun, Jenkins, Kirk, Parkhill, Pirrong, Randell, Ros, borough and Tuten—17.

Nays—None.

So House Bill No. 238 passed, title as stated, and under the rule was certified to the House of Representatives at once.

On motion of Mr. Drake—

House Bill No. 125 :

Was made the special order for 11 o'clock to-morrow.

On motion of Mr. Swearingen—

Substitute for House Joint Resolution No. 4,

Was read the second time by its title only, and was made the special order for 9:30 o'clock A. M. to-morrow.

On motion of Mr. Bryant—

Substitute for House Bill No. 134 :

A bill to be entitled an act legalizing the incorporation and municipal government of the town of Apopka City, in the county of Orange and State of Florida. To define its boundaries and provide for listing and assessing, and to provide for changing the name and seal of said town, and for other purposes herein provided ;

Was called from the calendar under the rule and was read the second time by its title.

On motion of Mr. Bryant the rules were waived by a two-thirds vote, and

Substitute for House Bill No. 134,

Was read the third time and put upon its passage,

Pending which a message was received from the House of Representatives.

The President resumed the chair.

Upon the passage of House Bill No. 134,

The vote was :

Yeas—Mr. President, Messrs. Bailey of 22d District, Bailey, 16th District, Bielby, Bryant, Crosby, Dismukes, Drake, Hardee, Hendry, Houstoun, Jenkins, Kirk, Parkhill, Pirrong, Randell, Schumacher, Smith, Swearingen and Tuten—20.

Nays—None.

So House Bill No. 134,

Passed, title as stated, and under the rule was certified to the House of Representatives at once.

By permission—

Mr. Latham, Chairman of Joint Committee on Enrolled Bills, submitted the following report :

SENATE CHAMBER, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: Your Joint Committee on Enrolled Bills have examined—

An act to enlarge and extend the franchises of the St. Cloud and Sugar Belt Railway Company ;

Also,

An act to incorporate the DeSoto, Fort Myers and Gulf Railroad Company, to confer certain powers therein expressed and to grant lands to the same ;

Also,

An act to provide for the rectifications of imperfectly recorded instruments,

Also,

An act to provide for the creation of a Board of Public Works for the city of Tampa, Florida, and prescribing its powers and duties;

Also,

An act to amend the charter of the East Florida Trust Company;

Also,

An act for the incorporation of Banking Associations, and to prescribe their general powers and liabilities;

Also,

An act to provide for the appointment of Recorders in and for provisional municipalities, and to define their jurisdiction and powers;

Also,

An act to grant lands to the Gainesville, Tallahassee and Western Railway Company;

Also,

An act to provide for the recovery of lost timber and lumber, to provide for the appointment of a Public custodian of the same, and to prescribe his powers and duties and compensation;

Also,

An act declaring the stream known as "Collins Slough," in the State of Florida, navigable;

Also,

Memorial to Congress asking for an appropriation to make navigable the water-way from the Apalachicola River four miles below Iola, Fla., through Lee's Slough, to the Chipola River, known as the "cut off," and the Chipola River, from Lee's Slough, to the Apalachicola River;

Also,

An act to revoke and abolish the present municipal government of the city of Palatka in certain respects, and to reorganize a city government therefor,

And beg leave to report the same correctly enrolled.

Very respectfully,

J. F. LATHAM,

Chairman Joint Committee on Enrolled Bills.

The President announced that he was about to sign the following bills:

An act to enlarge and extend the franchises of the St. Cloud Sugar Belt Railway Company;

Also,

An act to incorporate the DeSoto, Fort Myers and Gulf

Railroad Company, to confer certain powers therein expressed and to grant lands to the same;

Also,

An act to provide for the rectification of imperfectly recorded instruments;

Also,

An act to provide for the creation of a Board of Public Works for the city of Tampa, Florida, prescribing its powers and duties;

Also,

An act to amend the charter of the East Florida Trust Company;

Also,

An act for the incorporation of Banking Associations and to prescribe their general powers and liabilities;

Also,

An act to provide for the appointment of Recorders in and for provisional municipalities and to define their jurisdiction and powers;

Also,

An act to grant lands to the Gainesville, Tallahassee and Western Railway Company;

Also,

An act to provide for the recovery of lost timber and lumber, to provide for the appointment of a Public Custodian of the same, and to prescribe his powers and duties and compensation;

Also,

An act declaring the stream known as "Collins' Slough," in the State of Florida, navigable;

Also,

Memorial to Congress asking for an appropriation to make navigable the waterway from the Apalachicola river, four miles below Iola, Florida, through Lee's Slough, to the Chipola River, known as the "Cut Off," and the Chipola river from Lee's Slough to the Apalachicola river;

Also,

An act to revoke and abolish the present municipal government of the city of Palatka in certain respects and to reorganize a city government therefor.

On motion of Mr. Houstoun—

House Bill No. 252:

Entitled an act to further protect the owners of live stock living near or adjoining the rights of way of railroad companies, and to provide for the speedy collection by such owners of live stock of all such amounts as have heretofore or may hereafter become due for all damages done by the engines

or cars of any railroad company to any live stock caused by a failure to erect or maintain fences or stock guards as provided by law,

Was called from the calendar under the rule and was read the third time and put upon its passage.

Upon the passage of House Bill No. 252,

The vote was :

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Bryant, Crosby, Drake, Hardee, Hendry, Houstoun, Kirk, Parkhill, Pirrong, Randell, Rosborough and Swearingen—14.

Nays—Mr. President, Messrs. Bielby, Dismukes, Schumacher, Smith and Tuten—6.

So House Bill No. 252 passed, title as stated, and the same was ordered certified to the House of Representatives at once.

Mr. Schumacher moved that the Senate adjourn until eight o'clock P. M. ;

Which was not agreed to.

So the motion was lost.

On motion of Mr. Houstoun, the consideration of the Governor's veto of Senate Joint Resolution No. 23 was made the special order for 12 M. to-morrow.

On motion of Mr. Kirk, the rules were waived by a two-thirds vote, and

House Bill No. 240 :

A bill to be entitled an act to incorporate the Order of Saint Benedict in the State of Florida,

Was read the second time by its title.

On motion of Mr. Kirk, the rules were further waived by a two-thirds vote and House Bill No. 240 was read the third time and put upon its passage.

Upon the passage of House Bill No. 240.

The vote was :

Yeas—Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Bryant, Hendry, Houstoun, Kirk, Parkhill, Pirrong, Randell, Schumacher, Smith and Tuten—14.

Nays—Messrs. Crosby, Dismukes and Swearingen—3.

So House Bill No. 240 passed, title as stated, and under the rule was certified to the House of Representatives at once.

On motion of Mr. Randell,

House Bill No. 262 :

A bill to be entitled an act to authorize John W. Dowling & Co. to construct a boom across the Suwannee river,

Was called from the calendar under the rule,

And was read the third time and put upon its passage.

Pending which Mr. Tuten moved that the further consideration of House Bill No. 262 be made the special order for 8:30 P. M. to-night ;

Which was agreed to,

And such was the order.

Mr. Bielby moved that the Senate take a recess until 8 o'clock to-night ;

Which was agreed to.

So the Senate took a recess.

EIGHT O'CLOCK P. M.

The Senate met pursuant to adjournment.

The President in the Chair.

The roll was called, and the following Senators answered to their names :

Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Bryant, Coulter, Crosby, Drake, Hammond, Hendry, Jenkins, King, Randell, Rosborough, Schumacher, Smith, Tuten and Yancey—17.

A quorum present.

By permission—

Mr. Yancey, Chairman on the part of the Senate of the Joint Conference Committee appointed on House Bill No. 74 made the following report :

TALLAHASSEE, FLA., May 30, 1889.

To Hon. J. B. Wall, President of the Senate and Hon. J. L. Gaskins, Speaker of the House of Representatives.

GENTLEMEN : Your Joint Committee appointed to consider the difference between the two Houses of the Legislature arising out of the Senate Amendments to House Bill No. 74, a bill to be entitled an act to fix the pay of the members, officers and attaches of the regular session of the Legislature of 1889,

Beg leave to report that they have considered the matter submitted to them and recommend as follows, viz :

1. That the Senate recede from its amendment to section 2, "to pay the Secretary of the Senate and Chief Clerk of the House shall receive each the sum of one hundred dollars additional for extra work."

2. That the House concur in Senate amendment to section 2, making the pay of Pages four dollars instead of three dol-

lars per diem, and the pay of doorkeepers six dollars, instead of five dollars per diem.

Very respectfully,

D. H. YANCEY,
J. W. BRYANT,
E. P. DISMUKES,
Of the Senate.
J. F. LATHAM,
W. H. MILTON,
J. C. RICHARD,
Of the House.

Which was read.

Mr. Yancey called the attention of the Senate to the fact that as the hour for the reconsideration of Senate Bill No. 57:

To be entitled an act to fix the legal rate of interest in the State of Florida, to define usury and to provide for forfeiture on notes and contracts for extortionate interest,

Had passed,

And therefore moved that it be certified to the House of Representatives at once;

Which was agreed to,

And it was so certified.

By permission—

Mr. King, Chairman of the Committee on Education, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: Your Committee on Education, to whom was referred—

House Bill No. 20:

An act to establish a uniform system of Common Schools, and County High Schools,

Have considered the same and recommend that it do pass.

Very Respectfully,

Z. KING,
Chairman Committee.

Which was read.
House Bill No. 20:

To be entitled an act to establish a uniform system of Common Schools and County High Schools,

Being the special order for 8 o'clock p. m. and that hour having arrived, it was called from the callendar and was read the second time.

Mr. Tuten moved that 200 copies of the bill be printed and that it remain on its second reading;

Which was not agreed to.

So the motion was lost.

Mr. Parkhill was called to the chair.

Mr. King moved that 200 copies of the bill be printed, and that it remain on its second reading and be made the special order for 12 M. to-morrow;

Which was agreed to,

And the order was made.

Mr. Tuten moved that the Senate reconsider the vote by which the Senate decided to have the majority and minority reports of the Special Committee on Public Lands printed in pamphlet form;

Which was agreed to,

And the vote was reconsidered.

Page Archie Lovelace was excused for the evening.

The hour having arrived for the consideration of

House Bill No. 262:

A bill to be entitled an act to authorize John W. Dowling & Company to construct a boom across the Suwannee river,

It was passed over informally,

Mr. Yancey moved to reconsider the vote by which House Bill No. 20 was made the special order for 12 M. to-morrow;

Which was agreed to,

And the vote was reconsidered,

And on motion of Mr. Yancey it was made the special order for 10:30 o'clock A. M. to-morrow.

A message was received from the House of Representatives.

Mr. Bielby moved that messages from the House of Representatives be taken up for consideration;

Which was not agreed to.

So the motion was lost.

On motion of Mr. Tuten—

House Bill No. 274:

A bill to be entitled an act to amend section 10 of an act prescribing the jurisdiction and powers, and regulating the proceeding in the Criminal Courts of Record, approved June 3d, 1887, being chapter 3731, Laws of Florida,

Was called from the calendar under the rule and was read the second time by its title.

On motion of Mr. Tuten the rules were waived by a two-thirds vote, and House Bill No. 274 was read the third time and put upon its passage.

Upon the passage of House Bill No. 274,

The vote was :

Yeas—Messrs. Bailey 22d District, Bryant, King and Tuten—4.

Nays—Messrs. Bailey 16th District, Bielby, Coulter, Crosby, Dismukes, Dunn, Hammond, Jenkins, Parkhill, Randell, Rogers, Schumacher, Smith and Yancey—14.

So House Bill No. 274 was lost, and the same was ordered certified to the House of Representatives at once.

Mr. Yancey gave notice that between now and 10 o'clock to-morrow morning to reconsider the vote by which House Bill No. 274 was lost.

Mr. Dismukes moved that the rules be waived and that messages be taken up for consideration ;

Which was agreed to by a two-thirds vote, and

The following message was read :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 201 :

To be entitled an act making appropriation to the Seminary West of the Suwannee river,

With certain amendments thereto adopted by the House,

And respectfully request the Senate to concur therein.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

The House amendments to

Senate Bill No. 201 :

An act making appropriations to the Seminary West of the Suwannee river,

Were read.

Mr. Kirk moved that the Senate concur in the House amendments ;

Which was agreed to,

And under the rule was certified to the House of Representatives at once.

Also the following :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 189 :

To be entitled an act for the relief of Dr. Wm. Simpson,

And respectfully ask the Senate to concur therein.

Also,

Senate Memorial No. 224 :

In reference to a Ship Canal and improvement of the harbors and entrance ways thereto, from the Atlantic Ocean to the Gulf of Mexico, in the behalf of an interstate and international commerce.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House Bill No. 189 :

To be entitled an act for the relief Dr. Wm. Simpson,

Was read the first time and referred to the Committee on Claims.

Also the following :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in the Senate amendments to—

House Bill No. 63.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Also the following :

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 30, 1889.

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in the report of the Joint Committee on Conference on the Senate amendments to House Bill No. 60, And has concurred in all of the amendments recommended by said committee, as follows:

Amend section 1, page 2, by inserting between the 25th and 27th lines the following: "For salary of a clerk to the Supreme Court Judges, twelve hundred dollars (\$1,200)."

Amend section 2, page 9, by inserting between lines 1 and 2, "for salary of a clerk to the Supreme Court Judges, twelve hundred dollars (\$1,200.00)."

Amend section 3, page 14, by inserting between lines 11 and 13, "for salary of Clerk to the Supreme Court Judges, three hundred dollars (\$300)."

In section 1, line 6, after the word "lunatic," strike out "twenty six thousand two hundred and fifty" and insert "thirty thousand;"

Section 1, page 2, printed bill, insert between lines 31 and 32, "for building dormitory building and necessary fixtures, \$2,000 for Normal School at Tallahassee."

Add to section 1, "for clerks of the Bureau of Agriculture, seven hundred and fifty dollars (\$750)."

For clerks for the Bureau of Agriculture, "fifteen hundred dollars."

In section 2, line 6, printed bill, after the word "lunatics," strike out "thirty-five" and insert "forty."

In section 3, line 6, printed bill, after the word "lunatics," strike out "eight thousand, seven hundred and fifty" and insert "ten thousand."

Section 2, line 10, printed bill, after the word "Governor," strike out "\$1,000" and insert "\$1,200."

Section 1, line 11 (printed bill), after the word "Governor," strike out "\$1,000.00" and insert "\$1,200.00."

Section 3, line 11 (printed bill), after the word "Governor," strike out "\$250.00" and insert "\$300.00."

Add to section 4: "That the sum of three thousand (\$3,000) dollars, or so much thereof as may be necessary, be and the

same is hereby appropriated out of any moneys in the treasury, not otherwise appropriated, to pay the expenses of the Commissioners of Fisheries for the years 1889 and 1890."

Add to section 3, "For clerks for Bureau of Agriculture, three hundred and fifty dollars (\$350.00)."

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 30, 1889.

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in all the Senate amendments to—

House Bill No. 39.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

On motion of Mr. Kirk, House Bill No. 307 was made the special order for 9:45 o'clock A. M. to-morrow.

Upon the adoption of the motion the yeas and nays were called for and—

The vote was:

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Bryant, Coulter, Crosby, Jenkins, Kirk, Parkhill, Randall, Rosborough, Swearingen, Tuten and Yancey—13.

Nays—Messrs. Bielby, Dunn, Hammond, King, Schumacher and Smith—6.

So the motion was agreed to, and the order was made.

Mr. Schumacher moved that the Senate adjourn.

Upon the motion to adjourn the yeas and nays were called for, and

The vote was:

Yeas—Messrs. Bielby, Dunn and Hammond—3.

Nays—Messrs. Bailey of 22d District, Bailey of 16th District, Bryant, Coulter, Crosby, Dismukes, Jenkins, Kirk, King,

Parkhill, Randell, Rosborough, Schumacher, Smith, Swearingen, Tuten and Yancey--17.

So the motion was lost.

On motion of Mr. Bailey of 16th District—
House Bill No. 227:

An act to provide for the inspection and marketing of pork offered for sale in the markets of this State,
Was called from the calendar under the rule and was read the second time.

Mr. Schumacher offered the following amendment:

In section 1, after the word "that," in line 1, strike out the word "pork," and insert the word "hogs;"

Which was read.

On motion of Mr. Bielby, the Chairman of the Committee on Enrolled Bills was authorized to employ an additional clerk.

Mr. Randell offered the following amendment:

After section 1 add: "Brand and flesh mark;"

Which was withdrawn by Mr. Randell.

Mr. Bielby moved that House Bill No. 227 be recommitted to the Committee on Appropriations, and that they be requested to report at 9:50 o'clock A. M. to-morrow;

Which was agreed to,

And the bill was so recommitted.

A message was received from the House of Representatives.

Mr. Kirk offered the following resolution:

Resolved, That Hon. B. F. Walker, the author of House Bill No. 307, (the best bill of all) be invited to immediately appear at the bar of the Senate and deliver an address;

Which was read and adopted.

Mr. Rogers moved that the rules be waived and that messages from the House Representatives be taken up for consideration;

Which was agreed to by a two-thirds vote.

The following message was read:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., May 30, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 182:

To be entitled an act making appropriations to the State Agricultural College,
With certain amendments thereto.

And respectfully ask the Senate to agree thereto.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House amendments to Senate Bill No. 182 were read, and on motion of Mr. Rogers the Senate concurred in the House amendments to Senate Bill No. 182.

By unanimous consent Mr. Hendry introduced—

Senate Joint Memorial No. 253:

To the Congress of the United States for the construction of a breakwater at the cove of Cape Canaveral, south of Cape Canaveral Light-house;

Which was read the first time by its title.

On motion of Mr. Hardee, the rules were waived by a two-thirds vote and Senate Joint Memorial No. 253 was read the second time by its title.

On motion of Mr. Hardee, the rules were waived by a two-thirds vote, and

Senate Joint Memorial No. 253 was read the third time and put upon its passage.

Upon the passage of Senate Joint Memorial No. 253,

The vote was:

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Brett, Bryant, Coulter, Crosby, Dismukes, Dunn, Hardee, Jenkins, Parkhill, Pirrong, Randell, Rogers, Rosborough, Schumacher, Smith, Swearingen and Yancey—20.

Nays—None.

So Senate Memorial No. 253 passed, title as stated, and under the rule was certified to the House of Representatives at once.

A message was received from the House of Representatives.

Mr. Hammond gave notice that the Judiciary Committee, to whom was referred—

House Joint Resolution relating to Land Grant made by the United States to the States of Alabama and Florida, by act of Congress, Approved 17th May, 1856,

Would make a report to-morrow morning.

Mr. Swearingen moved that the rules be waived and that the Senate proceed to consider House Joint Resolution relating to land grant made by the United States at once;

Upon which the yeas and nays were called for, and

The vote was:

Yeas—Messrs. Bailey of 16th District, Brett, Bryant, Coulter, Crosby, Jenkins, Kirk, Pirrong, Randell, Rogers, Rosborough, Swearingen and Tuten—13.

Nays—Messrs. Bailey 22d District, Bielby, Dismukes, Dunn, Hardee, Parkhill, Schumacher, Smith and Tuten—9.

And it was not agreed to.
So the motion was lost.

Mr. Swearingen moved that the consideration of House Resolution No. 27 be made the special order for 11 o'clock to-morrow morning ;

Which was agreed to,
And the order was made.

Mr. Rogers moved that House Bill No. 20 be recommitted to a special committee, and that they take the bill under consideration and report their action to-morrow morning ;

Which was agreed to,

And Messrs. Rogers, Bryant and Jenkins were appointed on said committee.

Mr. Bielby moved that the Senate adjourn until 9 o'clock to-morrow morning ;

Which was agreed to.
The Senate stood so adjourned.

—o—

FRIDAY, MAY 31, 1889.

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names :

Mr. President, Messrs. Bailey of 22d District, Bielby, Brett, Bryant, Coulter, Crosby, Dismukes, Dunn, Hammond, Hardee, Hendry, Houston, Jenkins, Kirk, Pirrong, Rosborough, Schumacher, Smith, Swearingen, Tuten, Wilkinson and Yancey—24.

A quorum present.

Prayer by the Chaplain.

The Journal of the morning session of the 30th was corrected and approved.

By unanimous consent—

Mr. Houston introduced :

Senate Bill No. 254 :

A bill to be entitled an act to prevent live stock from running at large in certain election districts in Leon county ;

Which was read the first time by its title.

On motion of Mr. Bailey, the rules were waived by a two-thirds vote, and—

Senate Bill No. 254,

Was read the second time by its title.

On motion of Mr. Houston, the rules were waived by a two-thirds vote, and—

Senate Bill No. 254,

Was read the third time and put upon its passage,

Pending which a message was received from the House of Representatives.

Mr. Bryant moved that the rules be waived, and that messages from the House of Representatives be taken up for consideration ;

Which was not agreed to.

So the motion was lost.

Mr. Swearingen moved that the further reading of Senate Bill No. 254 be postponed.

Mr. Yancey moved to lay the motion on the table.

Mr. Bryant raised the point of order that the motion could not be entertained as Mr. Swearingen had the floor when the motion was made.

The Chair considered the point well taken.

Mr. Swearingen again moved that the further reading of Senate Bill No. 254 be dispensed with.

Mr. Kirk moved that the motion be laid on the table ;

Which was agreed to,

And the motion was laid on the table.

Mr. Houston moved that the blank in bill be filled by inserting " first day of September ;"

Which was ordered to be inserted by the Clerk.

Upon the passage of Senate Bill No. 254,

The vote was :

Yeas—Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Dismukes, Drake, Dunn, Hammond, Hardee, Hendry, Houston, Kirk, Pirrong, Randell, Rosborough, Schumacher, Smith, Tuten and Yancey—19.

Nays—Messrs. Brett, Bryant, Swearingen and Wilkinson—4.

So Senate Bill No. 254 passed, title as stated.

Mr. Kirk moved to reconsider the vote by which Senate Bill No. 254 passed.

Mr. Yancey moved to table the motion to reconsider ;

Which was agreed to,